

COMMITTEE ON BILLS ON SECOND READING

November 27, 2001

6:00 PM

Chairman Wihby called the meeting to order.

The Clerk called the roll.

Present: Aldermen Wihby, Sysyn, Pinard, Cashin and Thibault

Messrs.: Bob, MacKenzie, Fred Rusczek

TABLED ITEMS

Chairman Wihby addressed item 3 of the agenda:

3. Petition from residents of Ward 10 requesting that the Board of Mayor and Aldermen reverse the "City Wide Zoning Ordinance" of a certain piece of property located at Biron Street, from R-SM back to its original zoning of RB-1.

Note: Petition to withdraw request for rezoning enclosed.

(Tabled 10/18/01.)

On motion of Alderman Cashin, duly seconded by Alderman Pinard, it was voted to remove item 3 from the table for discussion.

On motion of Alderman Cashin, duly seconded by Alderman Thibault, it was voted to receive and file the petition to reverse the "City Wide Zoning Ordinance".

Chairman Wihby addressed item 4 of the agenda:

4. Petition to change the zoning ordinance submitted by Attorney Lazos reference: Lot Line Relocation/Donovan Spring Property off South Willow Street; in the vicinity of Faltin Avenue.

Note: Alderman Pariseau reports that he has no objections to the rezoning because the developer has met with various groups of area residents.

(Tabled 10/18/01 pending report to be given to Alderman Pariseau.)

On motion of Alderman Thibault, duly seconded by Alderman Sysyn, it was voted to remove item 4 from the table for discussion.

On motion of Alderman Thibault, duly seconded by Alderman Sysyn, it was voted that the petition to change the zoning ordinance ought to pass.

Chairman Wihby addressed item 5 of the agenda:

5. Ordinance:

“Amending Section 38.02 Departments Authorized to Issue Citations and Section 38.06 Citation Penalties of the Code of Ordinances of the City of Manchester.”

Note: Updated communication from Health Officer enclosed as well as updated proposed ordinance change. If the committee desires, a motion would be in order that the ordinance be amended as enclosed, and further that it ought to pass as amended.

(Tabled 10/18/01)

On motion of Alderman Thibault, duly seconded by Alderman Cashin, it was voted to remove item 5 from the table for discussion.

Mr. Rusczek stated after our last meeting we went back and straightened out two things: one of them was there was an error showing that some fines were going to be reduced, if you recall, so that was corrected; and then the numbering was double checked to make certain that everything was consistent with the intent of raising citation fines. The second item that we addressed was the issue that came up that the Highway Department in itself did not have statutory authority to write tickets...we've worked that so the Highway Department will now fall into the Health Code and will be writing the tickets under the authority of the Health Department.

Chairman Wihby stated those are all fixed in the sheets that we have for number 5. Everything you fixed is bold.

Mr. Rusczek replied yes the ones in bold are the ones that will be increased.

Chairman Wihby asked where is the line you're talking about that says that Highway can do...I think Alderman Cashin had asked for that, where is that.

Mr. Rusczek replied code sections that fall under the Highway Department are 50.04 and 50.05. In terms of having the Highway Department write it underneath the Health Department that will be a procedural change, that will be done in-house so it doesn't require another ordinance change.

Chairman Wihby stated we were just looking for Highway at the time to be able to do that.

Alderman Cashin stated that was the only thing I had questioned.

Mr. Rusczek stated the third thing was it was clear at our last meeting and from listening to all of the Aldermen through the years that there's a lot of confusion around who enforces what and who does what and we will be working together (the departments involved) to prepare a report to go back to the Committee on Administration with some recommendations to streamline the ordinances and look at some of the other cities and see how they handle it, so that once and for all we'll have a clean litter control ordinance and something that will enable us all to enforce it better.

On motion of Alderman Cashin, duly seconded by Alderman Pinard, it was voted that the ordinance ought to pass as amended.

Chairman Wihby addressed item 6 of the agenda:

6. Referral by BMA of potential changes including income limits to the property tax exemptions.
(Tabled 10/18/01.)

Chairman Wihby noted the absence of representatives from the Board of Assessors.

This item remained tabled.

Chairman Wihby addressed item 7 of the agenda:

7. Communication from Rabbi Jacob Rosner requesting changes to the City Charter relative to dates of municipal primary elections.
(Tabled 8/7/01 pending further information from City Clerk and Solicitor.)

Chairman Wihby asked, Leo, do we have anything more on that.

Clerk Bernier replied no I will be working with the City Solicitor's Office after the first of the year.

This item remained tabled.

Chairman Wihby addressed item 8 of the agenda:

8. Communications from Mike Pelletier regarding light pollution.
(Tabled 8/7/01 pending a report from Planning.)

Chairman Wihby asked who is working on that.

Alderman Sysyn replied the Planning Department.

Chairman Wihby asked, Bob, are you still working on it.

Mr. MacKenzie replied yes.

This item remained tabled.

There being no further business to come before the committee, on motion of Alderman Pinard, duly seconded by Alderman Thibault, it was voted to adjourn.

A True Record. Attest.

Clerk of Committee